

**MINUTES OF THE MEETING FOR THE
NEVADA STATE BOARD OF ATHLETIC TRAINERS (NSBAT)**

DATE: January 16, 2007

LOCATIONS:

University of Nevada Reno
1664 N. Virginia Street
Pennington Bldg. #20
Reno, NV 89557

University of Nevada Las Vegas
4505 Maryland Parkway
College of Education Bldg. (CEB) #216
Las Vegas, NV 89154

1. Meeting called to order by Steve McCauley at 9:30am. Members present include Steve McCauley, Marc Paul, Ann Dovenmuehler, Anne Hanson; others present include Keith Marcher (AG rep via teleconference), Jolene Nemeth (Outgoing Executive Secretary), Stacey Whittaker (Incoming Executive Secretary). Janene Izatt excused absence.

2. Review and approve meeting minutes from 11/28/06. Steve asks for comments, Marc asks if there was any action on the policy regarding positive criminal background reports discussed at our last meeting (11/28/06). Steve asks Keith Marcher to clarify that this is not regulation; it is how the business of the Board is conducted. Keith confirms.

Marc Paul motions to approve the above mentioned minutes, Ann Dovenmuehler seconds the motion. Approved 4-0.

3. Review and approve Item # 4 letters going to BOC regarding athletic trainers in Nevada not licensed or renewed. Steve clarifies that the letter is actually going to Athletic Trainers who are not licensed but still using ATC. Steve requests a 2-3 minute break for board members to review the letter and then calls the meeting back to order. Steve states that the purpose of this letter is essentially to round up and make accountable all of the individuals that are holding their ATC but do not yet have a license in the state of Nevada. We need to find out two things: 1. Are they practicing as an Athletic Trainer, and if they are, they need to send us a license within 30 days. 2. If they are not practicing as an Athletic Trainer, they must send us a letter stating so and that they won't use the term ATC in public.

Marc asks if they can still call themselves Athletic Trainers without using the letters ATC. Keith clarifies no, it's pretty clear that if your practicing, you need to be licensed and even if you are not practicing, you can't hold yourself out to be an Athletic Trainer. Keith states once the letters go out, and we receive their responses we can handle them individually. Keith asks how many letters we will be sending out, Steve says approximately 30.

Marc inquires about Personal Trainers and people at fitness clubs that call themselves Athletic Trainers, how do we find those individuals? Steve thinks this will be a topic for discussion later, we don't have a way of finding these individuals, and it will be an ongoing investigation. We will put this on the next agenda, this is the beginning of our next phase of the Board, which is identifying the folks who are not following the rules and give them 30 days from the date of the letter to respond by either sending us a letter or starting the licensure process. Steve asks Keith about conducting investigations, whether the board needs to adopt some language for the policy or is that already in statutes? Keith informs the Board that there is some language in 622B regarding hearings, but the way to conduct an investigation is up to the board, you do not have to have a detailed policy.

Steve asks Keith how we would handle those individuals that we don't get a response from. Keith asks that we send the letters via certified mail which would confirm that they received it.

Steve asks the Board how the tone of the letter is, if everyone is comfortable with it. The Board Members recommend some verbiage changes to the letter. Steve states he will make the appropriate changes and submit them to Keith for approval. Once the changes are complete, Keith will email the letter to Stacey. Steve and Stacey will then proceed with sending the letters out.

Marc asks Keith where we go if we receive any legal action from these letters, Keith states that we would go to his office, they represent us.

Ann Dovenmuehler motions to approve the letter changes to item #4. Marc seconds. Approved 4-0.

4. Update on the subcommittee on fitness professionals. Steve states that the subcommittee met on 1/11/07. Alex Delgado presented an in depth survey conducted by the National Board of Fitness Examiners. This is a board that is positioning itself as a National Certification Board. The subcommittee is anticipating approval to send out the survey and post on our website. We will send out a postcard to Fitness Professionals and gyms asking them to complete the survey on our website. We can determine from the results where the profession sits and the need for licensure.

5. Review and approve applications for the subcommittee on fitness professionals. Jolene explains that we notified an applicant that we would like to discuss at today's board meeting. Because we did not hear back from him with his consent, this discussion will be tabled until further notice. We also received notification from two subcommittee members, one who would like to remain on the committee and one who can no longer serve on the board.

6. Let the record reflect that Jolene Nemeth has resigned as Executive Secretary; the incoming Executive Secretary is Stacey Whittaker. Steve authorizes Stacey to be put on the Nevada State Board of Athletic Trainers Wells Fargo Account. Marc Paul motions to approve, Ann Dovenmuehler seconds the motion. Approved 4-0.

7. Anne Hanson excused @ 10:08 a.m. The Board still maintains a quorum.

8. Hearing for the adoption of NAC 640B Proposed Changes in Fees. Keith verifies that the Board completed the workshop and hearing postings, if there are no comments, then we move to adopt the regulation. Steve confirms that there are no public members in attendance in either the North or the South. No comments from Board Members. This language now needs to go to the LCB and will be a temporary regulation. Steve asks at what point we can post them on our website. Keith informs the Board that we must complete an Informational Statement (Administrative Rule Making Manual) then it has to be sent to the LCB and Secretary of State. Once it becomes final, it is still temporary and will expire. Once this happens, we will have to repeat the process again before November 1st. Once it is final, they will send us notification and then you can post it on the website. Motion moves to approve and adopt the proposed changes in the adoption of Nevada Administrative Code 640 B. Marc Paul motions to approve, Ann Dovenmuehler seconds the motion. Approved 3-0 (2 absent).

9. Review and approve language for regulation on Continuing Education. Jolene reminds the Board that this was going to be tabled until after Legislation so that it would not be a temporary regulation. Steve confirms. Because we are using the BOC's certification as our #1 qualification to be licensed in the State of Nevada, that filter takes care of itself. AT's have to certify their continuing education with the BOC. Let the record reflect that we are going to table any discussion or action on language concerning continuing education until further notice.

10. Public Comments. No members of the public present.

11. Future agenda items:

- A. Review and approve minutes of meeting 1/16/07.
- B. Review responses received from letters sent to non licensed ATC's.
- C. Update on investigation of non-licensed ATC's.
- D. Review and approve applications for the subcommittee on fitness professionals.
- E. Update on the subcommittee on fitness professionals.

12. Next meeting set for April 10th, 2007 @ 9:00 a.m.

13. Marc motions to adjourn; Ann seconds. Adjourned at 10:24 am. Approved 3-0.